XEROXED ORIGINAL October 26, 1970

WDR:[illegible]
145-12-1849

- Mr. Tolson
- Mr. Sullivan
- Mr. Mohr
- Mr. Bishop
- Mr. Brennan, C.D.
- Mr. Callahan
- Mr. Casper
- Mr. Conrad
- Mr. Felt
- Mr. [illegible]
- [illegible]
- Mr. Tavel
- Mr. Walters
- Mr. [illegible]
- Tele. Room
- Miss Holmes
- Miss Gandy

United States Attorney
District of Columbia

William D. Ruckelshaus
Assistant Attorney General, Civil Division
By: Harland F. Leathers
Chief, General Litigation Section

Harold Weisberg v. Department of Justice
USDC D.C., Civil Action No. 2301-70

Attention: Mr. Robert Werdig
Asst. U.S. Attorney

Thank you for sending us copies of Answer of Plaintiff to our motion in these proceedings. We suggested the basis for [illegible] of these proceedings in our September 3, 1970, September [illegible], 1970 and October 9, 1970 memoranda. As our October 9, 1970 memorandum confirms, please file the affidavit executed by Special [illegible] Williams showing that the file pertaining to the assassination of President Kennedy plaintiff demands was compiled as part of an FBI investigation. Congressional reports pertaining to 5 U.S.C. 552 indicate that Congress intended to protect all such files by enactment of exemption 7. S. Rep. No. 813, [illegible] Cong., 1st Sess., p. 3; House Report No. 1497, [illegible] Cong., 2nd Sess., p. 2; [illegible] v. Chemical Corp. of America, 50 F.R.D. 130 (D.C. [illegible]). 1/

We also suggest that you file a supplementary statement of material facts pursuant to Local Rule 9(h) incorporating the facts stated in the affidavit.

Please continue to send us copies of all papers filed and keep us informed of all developments.

cc: Mr. J. Edgar Hoover
Director, Federal Bureau of Investigation
(w/cy of Answer of Plaintiff)

REC 74 62-109060-6967

1/ Plaintiff's suggestion that the FBI could not properly investigate the assassination of the President of the United States is [illegible] frivolous and ought to be [illegible] out of hand. In any event, the [illegible] of exemption 7 is whether or not the file was [illegible] "compiled for law enforcement purposes" rather than [illegible] use. [illegible], [illegible] may properly close with the conclusion no crime has been committed.

Assassination of President John F. Kennedy

OCT 27 1970

3 ENCLOSURE

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